

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

BRANDON F.<sup>1</sup>,

No. 3:18-cv-00195-SB

Plaintiff,

v.

NANCY A. BERRYHILL, Acting  
Commissioner of Social Security,

ORDER

Defendant.

HERNANDEZ, District Judge:

Magistrate Judge Beckerman issued a Findings & Recommendation (#23) on February 27, 2019, in which she recommends the Court reverse the Commissioner's decision and remand for the payment of benefits. Defendant has timely filed objections to the Findings & Recommendation. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b).

When any party objects to any portion of the Magistrate Judge's Findings & Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1); *Dawson v. Marshall*, 561 F.3d 930, 932 (9th

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<sup>1</sup> In the interest of privacy, this Order uses only the first name and the initial of the last name of the non-governmental party in this case.

Cir. 2009); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc).

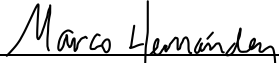
I have carefully considered Defendant's objections and conclude there is no basis to modify the Findings & Recommendation. I have also reviewed the pertinent portions of the record *de novo* and find no other errors in the Magistrate Judge's Findings & Recommendation.

#### CONCLUSION

The Court ADOPTS Magistrate Judge Beckerman's Findings & Recommendation [23], and therefore, the Commissioner's decision to deny disability benefits is reversed and this case is remanded for the payment of benefits.

IT IS SO ORDERED.

DATED this 14 day of April, 2019.

  
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MARCO A. HERNANDEZ  
United States District Judge